Completion of this form is necessary to accomplish the statutory purpose as outlined in the Illinois Public Utilities Act, chapter 111 2/3, Sec. 9. Failure to provide the requested information may prevent your request from being processed. This form has been approved by the Forms Management Center.

ORIGINAL

Form 3

STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION

Petition for permission to make a major change in crossing protection, or to install new protection under 92 Illinois Administrative Code 1535.400 (d)

DECENTRED

JUN 7 2005

Illinois Commerce Commission RAIL SAFETY SECTION

260530F

X - 12318_{Date:}

June 6, 2005

To the Illinois Commerce Commission:

The petitioner Elgin, Joliet & Eastern Railway Company shows

- (1) That it is a railroad company operating a line of railroad in the State of Illinois.
- (2) That petitioner proposes and hereby makes application for authority to make a major change in crossing protection, or to install new protection, under 92 Illinois Administrative Code 1535.400 (d) adopted by this Commission.
- (3) That the location of the crossing, the nature of protection now established and proposed to be established, and other pertinent facts in connection therewith, are set forth in the statement attached to and forming part of this petition.
- (4) That petitioner's reasons and purpose, with reference to its said proposal are

To improve public safety at the crossing of the EJ&E main line Western Subdivision track and a wye connection track at the Spaulding Road public highway, designated as DOT # 260 530F milepost 37.57, Hanover Township, Cook County by replacing the existing crossbucks passive crossing protection equipment with constant time warning equipment, LED flashing lights, solid state controls and electronic bells.

(5) That the facts set forth in this petition and in the statement and plans or plats attached thereto, are, all of them, true and correct to the best of petitioner's knowledge and belief.

WHEREFORE, the petitioner prays that the Commission will, if deemed desirable by the Commission, set the aforesaid matter for hearing, and that the Commission enter an order or adopt a resolution consenting to and granting authority for the making of the said proposed changes in or additions to crossing protection.

Con-security Control of the Control

protection or to install new protection, under 92 III. Adm. Code 1535.400(d). 1. Name of Railroad Company Elgin, Joliet & Eastern Railway Company 2. Crossing Number 260 530F 3. Village or City Hanover Township Name of Street or Highway Spaulding Road 4. Public Agency Maintaining Highway 5. Protection now established: (Give full description. Indicate the hours of any manual protection.) 6. Crossbucks 7. Protection desired: (Give details) Constant warning time HXP-3R predictor, LED automatic flashing lights, solid state controls, and electronic bells Number of main tracks one Other tracks one 8. Number of passenger train movements: 6 a.m. to 6 p.m. 0 6 p.m. to 6 a.m. 0 9. 6 a.m. to 6 p.m. ____**1** ___ 6 p.m. to 6 a.m. ___**4** 10. Number of freight train movements: Approximate number of switch 11. 6 a.m. to 6 p.m. 1 6 p.m. to 6 a.m. 0 movements: Maximum speed of trains at crossing on each track in each direction Track 1 N/E Bound 45 mph S/W Bound 45 mph Track 2 N/E Bound mph mph S/W Bound mph Track 3 N/E Bound mph S/W Bound 13. Passenger platforms served by tracks within the limits of track circuits, if any 0 14. Where automatic signals or gates are proposed, approximately number of train or engine movements daily which would cause false indications or operation 0

Statement, attached to and part of an application for permission to make a major change in crossing

- 15. Nature and approximate amount of street or highway traffic over crossing
- 16. In addition to the information listed hereinbefore in Form 3, attach a track plan or plat of the proposed crossing. This plan should show:
 - (a) Width and surface of highway.
 - (b) Highway intersections (including private driveways to be so indicated) and location of established highway signs or signals within 100 feet of crossing.
 - (c) Location of tracks, switches and other railroad facilities such as block signals, etc. within limits of track circuits, present and/or proposed.
 - (d) Where automatic protection is proposed, show proposed location of signals (sidelights, cantilevers, etc., if any).
 - (e) Show the length of each operation track section within the control limits of the crossing protection and its function.

ADDITIONAL INFORMATION

VERIFICATION

I, <u>T. W. Hunter</u>, first being duly sworn upon oath depose and say that I am <u>Engineer- Signal</u>, <u>Communication & Electrical</u> of <u>Elgin</u>, <u>Joliet & Eastern Railway Company</u>, an <u>Delaware</u> corporation; that I have read the above and foregoing petition by me subscribed and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.

T.W. Hnter
Engineer- Signal, Communication &
Electrical